



FOLEY & LARDNER LLP

ATTORNEYS AT LAW

777 EAST WISCONSIN AVENUE  
MILWAUKEE, WI 53202-5306  
TELEPHONE: 414.271.2400  
FACSIMILE: 414.297.4900

WWW.FOLEY.COM

**RECEIVED  
CENTRAL FAX CENTER**

DEC 23 2005

## FACSIMILE TRANSMISSION

TO: Commissioner for Patents

FROM: Chad E. Bement  
3547

Examiner Antonio A. Caschera  
Patent Examining Corps  
Facsimile Center  
Washington, D.C. 20231

F&L REF. NO.: 035451-0127 (3626.Palm)

Total pages, including cover letter: 15  
PTO FAX NUMBER (571) 273-8300

If you do NOT receive all of the pages, please telephone us at (414) 297-4971, or fax us at (414) 297-4900.

Title of Documents Transmitted: **Amendment and Reply Under 37 CFR 1.116**

Applicants: Cheri et al.  
Appl. No.: 09/842,561  
Filing Date: 04/25/2001  
Art Unit: 2676  
Atty. Dkt. No.: 035451-0127 (3626.Palm)

By: Chad E. Bement  
Name: Chad E. Bement  
Reg. No.: 54,991

I hereby certify that this paper is being transmitted by facsimile to the U.S. Patent and Trademark Office on the date shown below.

12-23-05  
Date

Roberta A. Cooper  
Roberta A. Cooper

DEC 23 2005

Atty. Dkt. No. 035451-0127 (3626.Palm.)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Cheri et al.

Title: CONTROL OF BRIGHTNESS  
AND CONTRAST BY  
AVERAGING

Appl. No.: 09/842,561

Filing Date: 4/25/2001

Examiner: Caschera, Antonio A.

Art Unit: 2676

<b>CERTIFICATE OF FACSIMILE TRANSMISSION</b>	
I hereby certify that this paper is being facsimile transmitted to the United States Patent and Trademark Office, Alexandria, Virginia on the date below.	
<u>Roberta A. Cooper.</u>	
(Printed Name)	
<u>Roberta A. Cooper</u>	
(Signature)	
<u>12/23/05</u>	
(Date of Deposit)	

**AMENDMENT TRANSMITTAL**

Mail Stop AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Transmitted herewith is an amendment in the above-identified application.

☒ Amendment and Reply Under 37 CFR 1.116 (12 pages).☒ The fee required for additional claims is calculated below:

	Claims As Amended		Previously Paid For		Extra Claims Present		Rate		Additional Claims Fee
Total Claims:	17	-	17	=	0	x	\$50.00	=	\$0.00
Independent Claims:	3	-	3	=	0	x	\$200.00	=	\$0.00
First presentation of any Multiple Dependent Claims:		+					\$360.00	=	\$0.00
CLAIMS FEE TOTAL									= \$0.00

MILW\_1934390.1

-1-

Application No. 09/842,561

Atty. Dkt. No. 035451-0127 (3626.Palm.)

- ☐ Applicant hereby petitions for an extension of time under 37 C.F.R. §1.136(a) for the total number of months checked below:

<input type="checkbox"/> Extension for response filed within the first month:	\$120.00	\$0.00
<input type="checkbox"/> Extension for response filed within the second month:	\$450.00	\$0.00
<input type="checkbox"/> Extension for response filed within the third month:	\$1,020.00	\$0.00
<input type="checkbox"/> Extension for response filed within the fourth month:	\$1,590.00	\$0.00
<input type="checkbox"/> Extension for response filed within the fifth month:	\$2,160.00	\$0.00
EXTENSION FEE TOTAL:		\$0.00
<input type="checkbox"/> Statutory Disclaimer Fee under 37 C.F.R. 1.20(d):	\$130.00	\$0.00
CLAIMS, EXTENSION AND DISCLAIMER FEE TOTAL:		\$0.00
<input type="checkbox"/> Small Entity Fees Apply (subtract ½ of above):		\$0.00
TOTAL FEE:		\$0.00

If any extensions of time are needed for timely acceptance of papers submitted herewith, applicant hereby petitions for such extension under 37 C.F.R. §1.136 and authorizes payment of any such extensions fees to Deposit Account No. 06-1447.

Please direct all correspondence to the undersigned attorney or agent at the address indicated below.

Respectfully submitted,

Date 12/23/2005

By Chad E. Bement

FOLEY & LARDNER LLP  
Customer Number: 26371  
Telephone: (414) 297-5554  
Facsimile: (414) 297-4900

Chad E. Bement  
Attorney for Applicant  
Registration No. 54,991

DEC 23 2005

Atty. Dkt. No. 035451-0127 (3627.Palm)

***IN THE UNITED STATES PATENT AND TRADEMARK OFFICE***

Applicant: Cheri et al.

Title: CONTROL OF BRIGHTNESS  
AND CONTRAST BY  
AVERAGING

Appl. No.: 09/842,561

Filing Date: 4/25/2001

Examiner: Caschera, Antonio A.

Art Unit: 2676

<p><b>CERTIFICATE OF FACSIMILE TRANSMISSION</b> I hereby certify that this paper is being facsimile transmitted to the United States Patent and Trademark Office, Alexandria, Virginia on the date below.</p> <p><u>Roberta A. Cooper</u> (Printed Name)</p> <p><u>Roberta A. Cooper</u> (Signature)</p> <p><u>12/23/05</u> (Date of Deposit)</p>
---

**AMENDMENT AND REPLY UNDER 37 CFR 1.116**

Mail Stop AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

This communication is responsive to the Final Office Action dated October 25, 2005,  
concerning the above-referenced patent application.

**The Claims** are reflected in the listing of claims which begins on page 2 of this  
document.

**Remarks/Arguments** begin on page 5 of this document.

Please amend the application as follows:

-1-

Application No. 09/842,561

MILW\_1931268.1